

**Motion Granted.
Counsel shall become familiar
with the ACTL Code of Conduct.**

**/s/ Jack Zouhary
U.S. DISTRICT JUDGE**

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION

ALLSTATES REFRACTORY
CONTRACTORS, LLC,

Plaintiff,

v.

MARTIN J. WALSH, in his official capacity
as Secretary of Labor,

UNITED STATES DEPARTMENT OF
LABOR,

JAMES FREDERICK, in his official capacity
as Acting Assistant Secretary of Labor for
Occupational Safety and Health,

OCCUPATIONAL SAFETY AND HEALTH
ADMINISTRATION,

Defendants.

Civil Action No. 3:21-cv-01864

Judge Jack Zouhary

MOTION FOR ADMISSION *PRO HAC VICE* OF BRETT A. SHUMATE

Pursuant to Local Rule 83.5(h), Plaintiff Allstates Refractory Contractors, LLC, by and through its counsel, hereby moves the Court for the admission *pro hac vice* of Brett A. Shumate in the above-captioned case, and in support of this Motion states:

1. Brett A. Shumate is a partner at the law firm Jones Day, 51 Louisiana Avenue, N.W., Washington, D.C. 20001-2113; Telephone: (202) 879-3939; Facsimile: (202) 626-1700; E-Mail: bshumate@jonesday.com.
2. Mr. Shumate is an active member in good standing of the District of Columbia Bar. Mr. Shumate also is admitted to practice in the United States Supreme Court, all United States courts of appeals, the United States District Courts for the District of

Columbia and the Eastern District of Texas, the U.S. Court of International Trade, and the U.S. Court of Federal Claims.

3. There are no disciplinary proceedings pending against Mr. Shumate as a member of the Bar in any jurisdiction. He has never been disbarred or suspended from practice before any court, department, bureau or commission of any State or the United States. He has never been subject to disciplinary proceedings or reprimand as a member of the Bar in any jurisdiction.
4. A certificate of good standing of Mr. Shumate from the District of Columbia Bar is attached as Exhibit A.
5. A declaration of Mr. Shumate in support of this Motion is attached as Exhibit B.
6. The *pro hac vice* admission fee of \$120.00 is being submitted in conjunction with the filing of this Motion.

Dated: September 30, 2021

Respectfully submitted,

s/ Christopher M. McLaughlin

Christopher M. McLaughlin (0078186)

E-mail: cmmclaughlin@jonesday.com

JONES DAY

North Point, 901 Lakeside Avenue

Cleveland, OH 44114-1190

Telephone: (216) 586-3939

Facsimile: (216) 579-0212

Attorney for Plaintiff

Allstates Refractory Contractors, LLC

CERTIFICATE OF SERVICE

I hereby certify that on September 30, 2021, a copy of the foregoing was filed using the Court's CM/ECF electronic filing system, which will effectuate service on all counsel of record.

s/ Christopher M. McLaughlin

Attorney for Plaintiff

Allstates Refractory Contractors, LLC



On behalf of JULIO A. CASTILLO, Clerk of the District of Columbia Court of Appeals,
the District of Columbia Bar does hereby certify that

Brett A Shumate

was duly qualified and admitted on June 11, 2007 as an attorney and counselor entitled to
practice before this Court; and is, on the date indicated below, a(n)
ACTIVE member in good standing of this Bar.

In Testimony Whereof,
I have hereunto subscribed my
name and affixed the seal of this
Court at the City of
Washington, D.C., on
September 21, 2021.

Julio A. Castillo

JULIO A. CASTILLO
Clerk of the Court

Issued By:

District of Columbia Bar Membership

For questions or concerns, please contact the D.C. Bar Membership Office at 202-626-3475 or email
memberservices@dcbar.org.

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ADMINISTRATION,

Defendants.

Civil Action No. 3:21-cv-01864

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DECLARATION OF BRETT A. SHUMATE
IN SUPPORT OF MOTION FOR ADMISSION *PRO HAC VICE*

I, Brett A. Shumate, submit this Declaration pursuant to 28 U.S.C. § 1746:

1. I am a partner in the Washington, D.C., office of the law firm Jones Day.
2. I am seeking admission *pro hac vice* to the Bar of this Court to represent Plaintiff

Allstates Refractory Contractors, LLC, in the above-captioned case.

3. My business contact information is as follows:

Brett A. Shumate
JONES DAY
51 Louisiana Avenue, N.W.
Washington, D.C. 20001-2113
Telephone: (202) 879-3939
Facsimile: (202) 626-1700
E-Mail: bshumate@jonesday.com

4. I am admitted to practice law before and I am a member in good standing of the District of Columbia Bar (#974673, admitted June 11, 2007). In addition, I am admitted to practice law before and I am a member in good standing of the following federal courts: the United States Supreme Court, all United States courts of appeals, the United States District Courts for the District of Columbia and the Eastern District of Texas, the U.S. Court of International Trade, and the U.S. Court of Federal Claims.

5. I have never been disbarred or suspended from practice before any court, department, bureau, or commission of any State or the United States. Nor have I ever received any reprimand from any such court, department, bureau, or commission pertaining to my conduct or fitness as a member of the bar.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 27th day of September, 2021.

A handwritten signature in black ink, appearing to read "Brett Shumate", written in a cursive style.

Brett A. Shumate